GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Smt. S.Padmavathi, former CDPO, ICDS Project, Pulivendula, Kadapa and now retired – Disciplinary proceedings initiated under Rule – 20 of A.P.C.S [C.C & A] Rules, 1991 on the ground of certain financial and administrative irregularities in R.T.E. Food, T.A., D.A., and distributing the honorarium to AWWs. – Imposing a penalty of withholding of full pension, besides recovery of the misappropriated amount of Rs.35,073.25 under Rule - 9 of A.P.Revised Pension Rules, 1980 - Orders – Issued.

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DEPT. FOR WOMEN, CHILDREN, DIFFERENTLY ABLED & SENIOR CITIZENS [ESTT. A2]

G.O.RT.No. 60 Dated: 29-06-2017

Read the following:-

Ref:-
1. Charge Memo.No.5025/A/87, dt:17.05.1988 of Director, WD & CW, A.P.
2. Written Statement of Defence dt:01.06.1988, of Smt. S.Padmavathi, former CDPO Retd., ICDS Project, Pulivendula, Kadapa.
3. Enquiry report of RDD, WD &CW, Kurnool, Lr.No.5025/ A/87, dt:30.03.1989, dt:18.11.1989 & Lr.No.2466/A/92, dt:19.08.1998.
4. From the Commissioner, W.D. & C.W., A.P., Lr.No.25049/E3/89, dt:27.10.1998.
5. Govt. Memo.(Show cause Notice) No.8577/Estt.A2/1998, dt:09.02.2012.
6. Govt. Memo. No.8577/Estt.A2/1998, dt.02.07.2014 & D.O.Lr, dt:05.12.2014
7 The Commissioner (I/c), WD & CW, A.P., Lr.No.25049/V/1987, dt;12.02.2015.
8. Govt. Memo. No.8577/Estt.A2/1998-30, dt:27.03.2015.
9 From the Director, WD & CW, A.P., Lr.No.25049/V/1987, dt;29.06.2015.
10 From the Spl. Commissioner, WD & CW, A.P., Lr.No.25049/E1/89, dt:25.01.2017.
11 Govt.Letter.No.8577/Estt.A2/1998-33, dt:11.04.2017
12 From the Secretary, APPSC, Lr.No.432/DC & C/1/2017, dt:01.06.2017.

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Whereas, the Director, WD & CW, A.P., vide reference 1st read above has issued orders, initiating the disciplinary proceedings under Rule – 20 of A.P.C.S (CC&A) Rules, 1991, by framing of Articles of Charges in respect of Smt. S.Padmavathi, CDPO, ICDS Project, Pulivendula, Kadapa and now retired, on the ground of certain administrative & financial irregularities of R.T.E. Food, T.A., D.A., and distributing the honorarium to AWWs. The Charged Officer vide reference 2nd read above, had submitted her Written Statement of Defence, denying all the (13) charges framed against her. As the enquiry report could not be submitted by the Enquiry Officer within the stipulated time, vide proceedings, dt.19.05.1988, the said Smt.S.Padmavathi, CDPO was reinstated into service and posted as A.C.D.P.O., ICDS Project, Atmakur, Kurnool District, pending inquiry.

2. And whereas, the enquiry officer has submitted the enquiry report during the month of August, 1998. In the mean time, Smt.S.Padmavathi former CDPO has retired from service on 31.07.1993, on attaining the age of superannuation. The Director, WD & CW, has referred the case to Govt. for taking necessary action under Rule 9 of A.P.R.P. Rules, 1980, vide reference 4th read above. In

pursuance of the orders issued vide G.O.Ms.No.458, G.A. (Ser.C) Dept., Dt:22-09-2009 read with G.O.Ms.No.2, G.A. (Ser.C) Dept., Dt:04-01-1999 and after careful examination of the findings of the enquiry report of the Enquiry Officer, Govt. have concluded that it is a clear case of misappropriation of Government funds / money by Smt. S. Padmavathi, while working as CDPO, at ICDS Project, Pulivendula and had provisionally decided to impose a punishment of withholding full pension, under Rule – 9 of A.P.R.P. Rules, 1980, besides recovery of the misappropriated amount of Rs.35,073.25 in respect of the charges 3, 4, 5 6, 8, 9,11 and 12 and as the rest of the charges 1, 2, 7, 10 &13 held proved.

3. And whereas, Govt. vide reference 5th read above, have issued notice to the Charged Officer to show cause as to why a punishment of withholding full pension, besides recovery of the misappropriated amount of Rs.35,073.25, under Rule – 9 of A.P.Revised Pension Rules, 1980, shall not be imposed on her and directed her to submit her representation/explanation, if any, in the matter within the time allowed as mentioned therein. If no representation/explanation is received within the stipulated time, it would be construed that she has no explanation to offer in this regard and action will be taken as per the material available with the Government. Subsequently, Govt. vide reference 6th read above, has requested the Commissioner, WD & CW, to state as to whether the Show Cause Notice has been served to the Charged Officer and if so, furnish a copy of the served copy of the Show Cause Notice along with Explanation / defense of the Charged Officer submitted if any in this regard to Govt., for taking further necessary action in this matter.

4. And whereas, the Commissioner (I/c), WD & CW, vide reference 7th read above, has informed the Govt. that, the R.D.D., WD & CW, Kunool was instructed to serve the Show Cause Notice along with enquiry report to the individual, whereas, the R.D.D., W.D & C.W, Kurnool, has informed that Show Cause Notice has been sent to the individual through registered post with acknowledgement due, and by registered parcel on 03.09.2012, 13.12.2012 and 07.02.2014, which was returned by postal authorities with an endorsement that “Addressee Absent”. Further, the R.D.D., W.D & C.W., Kurnool, has informed that the Charged Officer, is not available and where-about not known and thus, the show cause notice was not served to her. Further, Govt. vide reference 8th read above, have informed the Director, W.D & C.W., A.P., that, as seen from the postal cover enclosed to the Commissioner’s letter, dt:12.02.2015 the show cause notice was sent to the address of the Charged Officer i.e. Ananthapur Dist. But, the charged officer in her representation dt:27.06.2005 has mentioned the following address:-

Smt. S.Padmavathi, CDPO, Retired
C/o. K.Sivananda Kumar,
H.No.108, R.K.Residency,
Behind Donbosco School,
Moti Nagar, Hyderabad – 500018.

The Govt. have therefore requested the Director, WD & CW, A.P., to send the show cause notice to the charged officer to the above address and if she is not available in the said address, then take further necessary action as per Rule - 42 of A.P.C.S. (CC&A) Rules, 1991, immediately and furnish compliance report to Govt., to take further action in the matter.

5. And whereas, the Director, WD &CW, A.P., vide reference 9th read above has informed the Govt. that show cause notice was received by the Charged Officer on 22.05.2015 and that the explanation of the Charged Officer to the show cause notice is awaited. As no information has been received in this regard, Govt. vide Memo, dt:29.08.2015 & 29.07.2016 have requested the Director, WD & CW, A.P., to furnish the explanation if any submitted by the Charged officer to the show cause notice to Govt. for taking necessary action in the matter. Now the Commissioner, WD & CW, vide reference 10th read above,

has informed that, no explanation is received from the Charged officer for the show cause notice, so far.

6. Therefore, Government after careful examination of the matter have decided to confirm the provisional decision taken earlier i.e. to impose a penalty of withholding of full pension, besides recovery of the misappropriated amount of Rs.35,073.25, under Rule – 9 of A.P.Revised Pension Rules, 1980, in respect of Smt. S.Padmavathi, former CDPO and now Retd., ICDS Project, Pulivendula, on the charges of misappropriation of Government funds, since no further written explanation was received from the Charged Officer to the show cause notice issued by the Government so far.

7. And whereas Govt. vide reference 11th read above, have forwarded a proposal to the Secretary, A.P.P.S.C., to obtain and communicate the concurrence of the 'Commission' on the decision taken by the Government as in Para – 6 above, so as to conclude the disciplinary proceedings, pending against the Charged Officer in the present case.

8. And whereas, the Secretary, A.P.P.S.C., vide its letter 12th read above has informed the Government that Commission agree with the proposal of the Govt., to impose the punishment of withholding of full pension, besides recovery of the misappropriated amount of Rs.35,073.25/- against Smt. S.Padmavathi, former CDPO and now Retd., ICDS Project, Pulivendula.

9. Now, the Government after careful consideration of the matter, under Rule – 9 of A.P.Revised Pension Rules, 1980, hereby order to impose a major punishment of withholding of full pension, besides recovery of the misappropriated amount of Rs.35,073.25/- in respect of Smt. S.Padmavathi, former CDPO and now Retd., ICDS Project, Pulivendula, as it is a clear case of misappropriation of Government funds.

10. This order issues with the concurrence of A.P.P.S.C vide their Lr. 12th read above.

11. The Spl. Commissioner, W.D & C.W., A.P., Guntur, is therefore requested to take necessary further action in the matter, accordingly.

Smt.APARNA UPADHYAYULA
SECRETARY TO GOVERNMENT.

To
Smt. S.Padmavathi, former CDPO and now Retd., ICDS Project, Pulivendula,
through the Special Commissioner, W.D & C.W., A.P., Guntur
The Special Commissioner, W.D & C.W., A.P., Guntur.
The Accountant – General, A.P., Hyderabad.
Copy to: -
The Secretary, A.P.P.S.C., Hyderabad.
SF / SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER